



BARNES & THORNBURG LLP

IC06 Rec'd PCT/PTO 26 SEP 2005

11 South Meridian Street
Indianapolis, Indiana 46204
(317) 236-1313
(317) 231-7433 Fax

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 2611 (Filing Receipt)
Confirmation No.: 8115
Application No.: 10/088,127
Invention: DETERMINING PHASE
LINEARITY IN CATV
DISTRIBUTION SYSTEMS
Applicant: Brett W. EMSLEY; Gregg S.
RODGERS
Filed: March 14, 2002
Attorney
Docket: 6573-70152
Examiner: Unknown

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being
deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450

on September 22, 2005

Mary Jean Eskridge
(Signature)

Mary Jean Eskridge
(Printed Name)

STATUS LETTER

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

RECEIVED

OCT 13 2005

Technology Center 2600

RECEIVED

OCT 13 2005

Technology Center 2600

Enclosed are copies of the following documents:

1. Notice of Acceptance of Application under 35 U.S.C. 371 and 37 CFR
1.494 or 1.495; and

2. Filing Receipt.

To date, applicant's attorney has received no further correspondence or Office
Action regarding Serial No. 10/088,127.

Applicant, through his subscribing attorney, respectfully requests the status of the
above-identified application and issuance of a first Office Action.

Respectfully submitted,

Richard D. Conard
Richard D. Conard,
Attorney Reg. No. 27321

RDC/mje/757402v1
Indianapolis, Indiana 46204
(317) 231-7285



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,127	Brett W. Emsley	6573-70152

 Barnes & Thornburg
 11 South Meridian Street
 Indianapolis, IN 46204

INTERNATIONAL APPLICATION NO.	
PCT/US00/25349	
I.A. FILING DATE	PRIORITY DATE
09/15/2000	09/15/1999

 CONFIRMATION NO. 8115
 371 ACCEPTANCE LETTER


OC000000008189958

Date Mailed: 05/29/2002

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>03/14/2002</u>	<u>03/14/2002</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF RECEIPT OF ALL 35 U.S.C. REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** *The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363).* Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Indication of Small Entity Status
- Assignee Statement
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PAULETTE R KIDWELL

Telephone: (703) 305-3656

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/088,127	03/14/2002	2611	625	6573-70152	2	50	2

Barnes & Thornburg
11 South Meridian Street
Indianapolis, IN 46204

RECEIVED
JUN 10 2002
BARNES & THORNBURG

CONFIRMATION NO. 8115

FILING RECEIPT



OC000000008189957

Date Mailed: 05/29/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Brett W. Emsley, Indianapolis, IN; ✓
Gregg Stephen Rodgers, Noblesville, IN; ✓

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/US00/25349 09/15/2000 ✓

Foreign Applications

UNITED STATES OF AMERICA 60154131 09/15/1999 ✓

Projected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY ** ✓

Title

Determining phase linearity in catv distribution systems ✓

Preliminary Class

725

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).